



Atty Dkt. No.: P66567US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Una CHEN

Serial No.: 09/957,458

Group Art Unit: Unassigned

Filed: September 21 2001

Examiner: Unassigned

For: METHOD FOR GROWING STEM CELL

**PETITION TO RESET THE PERIOD FOR
REPLY UNDER 37 C.F.R. 1.181 (MPEP 710.06)**

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicant petitions to restart the time period for response set in the Office Action mailed October 19, 2001, (page 1 of which is attached as Exhibit A).

The mailing date of the Office Action was at the time mail was impounded in the Brentwood mail facility of the United States Postal Service, which facility processes mail for the offices of the undersigned attorney of record.

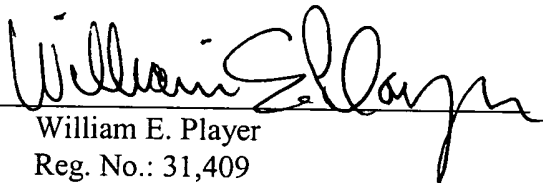
Atty. Dkt. No. P665678S0
Serial No.: 09/957,458

The offices of the undersigned received the Office Action on January 14, 2001, (a copy of the backside of page 1 of the Office Action showing the date stamp of receipt is attached as Exhibit B).

Favorable action is requested.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: 
William E. Player
Reg. No.: 31,409

The Jenifer Building
400 Seventh Street, N.W.
Suite 600
Washington, D.C. 20004
Atty. Dkt. No.: P66567US0
Date: January 18, 2001

WEP/rdt

R:\HOME\thomas\2002\January\P66567petitiontoreset.wpd

EXHIBIT A

**(Copy of Office
Action)**

P66567US0



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/957,458	09/21/2001	Una Chen	P66567US0

CONFIRMATION NO. 2503

FORMALITIES LETTER



OC000000006932516

JACOBSON HOLMAN
400 SEVENTH STREET, N.W.
WASHINGTON, DC 20004

JACOBSON HOLMAN PLLC

Response Due On Or Before

1 / 18 / 02
Month Day Year

Date Mailed: 10/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

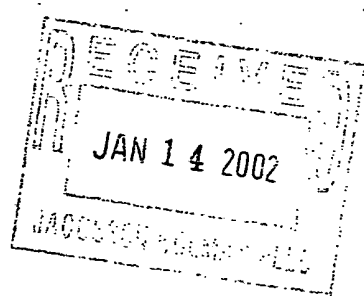
The application is informal since it does not comply with the regulations for the reason(s) indicated below.

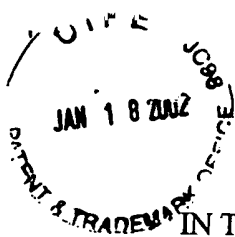
The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after

EXHIBIT B

**(Date Stamp
Receipt of
Office Action)**





0360 ~~DAE~~

ATTY. DOCKET NO.: P66567US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Una CHEN

Serial No.: 09/957,458 /

Group Art Unit: Unassigned

Filed: September 21, 2001

Examiner: Unassigned

For: METHOD FOR GROWING STEM CELL

TRANSMITTAL

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is Petition to Reset the Period for Reply Under 37 C.F.R. 1.181 (MPEP 710.06), including Exhibit A and Exhibit B, in the above-captioned application.

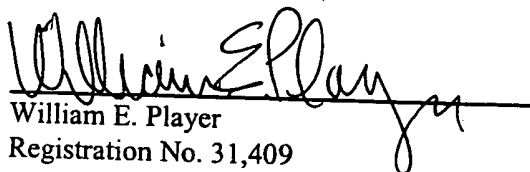
— Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

— A check in the amount of \$___ is attached for: Petition for Extension of Time.

X If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)-(d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

JACOBSON, PRICE, HOLMAN & STERN, PLLC
400 Seventh Street, N. W.
Washington, D.C. 20004-2201
Atty. Dkt. No.: P66567US0
Date: January 18, 2002
WEP:rdt

By:


William E. Player
Registration No. 31,409



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/957,458	09/21/2001	Una Chen	P66567US0

CONFIRMATION NO. 2503

FORMALITIES LETTER



OC000000006932516

JACOBSON HOLMAN
400 SEVENTH STREET, N.W.
WASHINGTON, DC 20004

Date Mailed: 10/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after

September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

A copy of this notice MUST be returned with the reply.



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

LAW OFFICES OF
JACOBSON HOLMAN
PROFESSIONAL LIMITED LIABILITY COMPANY

400 SEVENTH STREET, N. W.
WASHINGTON, D. C. 20004
(202) 638-6666

HARVEY B. JACOBSON, JR.
JOHN CLARKE HOLMAN
SIMOR L. MOSKOWITZ
ALLEN S. MELSER
MICHAEL R. SLOBASKY
MARSHA G. GENTNER
JONATHAN L. SCHERER
IRWIN M. AISENBERG
GEORGE W. LEWIS
WILLIAM E. PLAYER
YOON S. HAM
PHILIP L. O'NEILL
LINDA J. SHAPIRO
LEESA N. WEISS
SUZIN C. BAILEY
MATTHEW J. CUCCIAS
DANIEL K. DORSEY
MONICA LEWIS
SUZANNAH K. SUNDBY

JACOBSON HOLMAN STERN
OF COUNSEL
MARVIN R. STERN
NATHANIEL A. HUMPHRIES

TELEFAX:
(202) 393-5350
(202) 393-5351
(202) 393-5352

E-MAIL: IP@JPHS.COM
INTERNET: WWW.JPHS.COM

*BAR OTHER THAN D.C.

September 21, 2001

Atty. Docket No.: P66567US0
CUSTOMER NUMBER: 00136

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is a CONTINUATION-IN-PART application of pending PCT/EP00/08247 which has designated the U.S., filed on August 24, 2000 of **Una CHEN** for **METHOD FOR GROWING STEM CELLS**. The application comprises a 35-page specification, including 17 claims (2 independent) and Abstract and 56 sheets of drawings.

A certified copy of **European** Application No. **99116533.3**, filed **August 24, 1999**, will be filed in due course, the priority of which is claimed under 35 U.S.C. §119.

This application is being filed under 37 C.F.R. §1.53 (without Declaration or Filing Fee). The required Declaration and Filing Fee will be filed subsequently. A duplicate copy of this sheet is enclosed.

Should a fee be necessary to obtain a filing date, e.g. paying the basic fee for nationalizing a PCT application, the Commissioner is hereby authorized to charge payment of any fees set forth in §§1.16, 1.17 or 1.492 during the pendency of this application, or credit any overpayment, to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By William E. Player
William E. Player
Reg. No. 31,409

cmf